

BOONE FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1079

(Reference to the Appropriations Committee amendment)

1 Page 9, after line 46, insert:

2 "Sec. 4. Section 41-1272, Arizona Revised Statutes, is amended to  
3 read:

4 **41-1272. Powers and duties; finances**

5 A. The joint legislative budget committee shall:

6 1. Ascertain facts and make recommendations to the legislature  
7 relating to the state budget, revenues and expenditures of the state, future  
8 fiscal needs, the organization and functions of state agencies or their  
9 divisions and such other matters incident to the above functions as may be  
10 provided for by rules of the joint legislative budget committee.

11 2. Implement a system of fiscal notes to apply to those bills  
12 introduced in the legislature that have a fiscal impact. These fiscal notes  
13 shall also reflect the fiscal impact of legislation on cities, counties and  
14 all other political subdivisions of the state.

15 3. Implement a system of fiscal notes for any rule as defined by  
16 section 41-1001 which has a fiscal impact.

17 4. Analyze the state tax structure, tax burdens on individuals and  
18 businesses and tax incentives for existing and prospective businesses. The  
19 analyses shall include:

20 (a) Projection of the impact of industry specific tax incentive  
21 proposals on the state revenue base.

22 (b) Comparison among states of relative tax burdens on existing and  
23 prospective businesses.

24 (c) Determination of reliance and incidence aspects of the tax  
25 structure of this state.

26 5. Implement a system of fiscal analysis that applies to those bills  
27 introduced in the legislature that involve one or more proposed changes in  
28 the tax laws. Unless it is unreasonable to do so, the fiscal analysis shall

1       be based on assumptions that estimate the probable behavioral response of  
2       taxpayers, businesses and other citizens and shall include within the  
3       analysis a statement identifying those assumptions.

4             6. REVIEW ALL STATUTORY SPENDING FORMULA REQUIREMENTS OF THE  
5       DEPARTMENT OF HEALTH SERVICES IN TITLE 36 AND THE DEPARTMENT OF ECONOMIC  
6       SECURITY IN TITLE 41, CHAPTER 14, ARTICLE 1 AND PROVIDE RECOMMENDED CHANGES  
7       TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE  
8       SENATE ON OR BEFORE DECEMBER 15, 2008 AND DECEMBER 15 OF EACH THIRD YEAR  
9       THEREAFTER.

10             6. 7. Adopt rules.

11             B. The joint legislative budget committee may:

12                 1. Make studies, conduct inquiries and investigations and hold  
13       hearings.

14                 2. Meet and conduct its business any place within the state during the  
15       sessions of the legislature or any recess of the legislature and in the  
16       period when the legislature is not in session.

17                 3. Establish subcommittees from the membership of the legislature and  
18       assign to such subcommittee any study, inquiry, investigation or hearing with  
19       the right to call witnesses which the joint legislative budget committee has  
20       authority to undertake.

21                 C. The joint legislative budget committee shall have the powers  
22       conferred by law upon legislative committees.

23                 D. Members of the joint legislative budget committee shall be  
24       reimbursed by their respective houses in the same manner as is provided by  
25       law for a member of the legislature who attends a duly called meeting of a  
26       standing committee.

27                 Sec. 5. Section 41-3955, Arizona Revised Statutes, is amended to read:

28                 41-3955. Housing trust fund: purpose

29                 A. The housing trust fund is established, and the director shall  
30       administer the fund. The fund consists of monies from unclaimed property  
31       deposited in the fund pursuant to section 44-313 and investment earnings.

1               B. On notice from the department, the state treasurer shall invest and  
2 divest monies in the fund as provided by section 35-313, and monies earned  
3 from investment shall be credited to the fund.

4               C. Fund monies **ARE SUBJECT TO LEGISLATIVE APPROPRIATION AND** shall be  
5 spent on approval of the department for developing projects and programs  
6 connected with providing housing opportunities for low and moderate income  
7 households and for housing affordability and Arizona housing finance  
8 authority programs. Pursuant to section 44-313, subsection A, a portion of  
9 fund monies shall be used exclusively for housing in rural areas.

10              D. In approving the expenditure of monies, the director shall give  
11 priority to funding projects that provide for operating, constructing or  
12 renovating facilities for housing for low income families and that provide  
13 housing and shelter to families that have children.

14              E. The director shall report annually to the legislature on the status  
15 of the housing trust fund. The report shall include a summary of facilities  
16 for which funding was provided during the preceding fiscal year and shall  
17 show the cost and geographic location of each facility and the number of  
18 individuals benefiting from the operation, construction or renovation of the  
19 facility. The report shall be submitted to the president of the senate and  
20 the speaker of the house of representatives no later than September 1 of each  
21 year.

22              F. Monies in the housing trust fund are exempt from the provisions of  
23 section 35-190 relating to lapsing of appropriations.

24              G. An amount not to exceed ten per cent of the housing trust fund  
25 monies may be appropriated annually by the legislature to the department for  
26 administrative costs in providing services relating to the housing trust  
27 fund.

28              H. For any construction project financed by the department pursuant to  
29 this section, the department shall notify a city, town, county or tribal  
30 government that a project is planned for its jurisdiction and, before  
31 proceeding, shall seek comment from the governing body of the city, town,  
32 county or tribal government or an official authorized by the governing body

1       of the city, town, county or tribal government. The department shall not  
2       interfere with or attempt to override the local jurisdiction's planning,  
3       zoning or land use regulations.

4       Renumber to conform

5       Page 15, after line 17, insert:

6                  "Sec. 18. Auditor general; veterans' home special audit

7                  A. The auditor general shall conduct a special audit, as defined in  
8       section 41-1278, Arizona Revised Statutes, to assess the performance of the  
9       Arizona state veterans' home in the department of veterans' services. The  
10      audit shall examine the following in relation to resident care at the  
11      veterans' home:

12                 1. The amount of resident care oversight provided by the current  
13       organizational and financial structure of the department.

14                 2. The use of contractors, registry nurses and the procurement process  
15       at the veterans' home.

16                 3. The administrative training of staff as it relates to resident  
17       care.

18                 4. Any other function of the department or veterans' home necessary to  
19       complete an accurate and timely audit.

20                 B. The auditor general may contract out any portions of this audit to  
21       a third party.

22                 C. On or before March 1, 2009, the auditor general shall submit copies  
23       of the special audit to the governor, the president of the senate, the  
24       speaker of the house of representatives, the secretary of state and the  
25       director of the Arizona state library, archives and public records."

26       Amend title to conform

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TOM BOONE

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